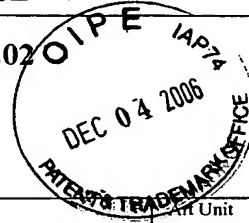


U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

**RESPONSE TO NOTICE TO COMPLY WITH
REQUIREMENTS FOR PATENT
APPLICATIONS CONTAINING NUCLEOTIDE
SEQUENCE AND/OR AMINO ACID
SEQUENCE DISCLOSURES**

Docket Number:
13101/48202



Application Number
10/732,859

Filing Date
December 9, 2003

Examiner
To Be Assigned

Art Unit
1636

Invention Title
**CONTROL OF GENE EXPRESSION IN
EUKARYOTES**

Inventor(s)
Türck et al.

Address to:
Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the
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Alexandria, VA 22313-1450 on 4/30, 2006

By:
Anthony Giacolo (Reg. No. 539,684)

SIR:

In response to the Notice to Comply With Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures mailed September 7, 2006, a copy of which is enclosed, applicants submit herewith the following:

- Substitute computer readable form copy of the Sequence Listing (one diskette) and sequence listing in paper form (22 pages);
- Statements in accordance with 37 CFR §1.821(g), (c) and (e) that the content of the substitute sequence listing contains no new matter and that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper) sequence listing and that it includes no new matter; and
- Copy of the Notice to Comply dated September 7, 2006.

Applicants hereby request a **one-month extension of time** for responding to the Notice of September 7, 2006, which set a **two-month** period for response. The extended period for response expires on December 9, 2006. Please charge the **\$120.00** extension fee to the deposit account of Kenyon & Kenyon LLP, deposit account number **11-0600**. The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to the deposit account of Kenyon & Kenyon LLP, Deposit Account No. 11-0600. A copy of this sheet is enclosed.

12/05/2006 MGBREN1 00000019 110600 10732859

Respectfully submitted, C:1251

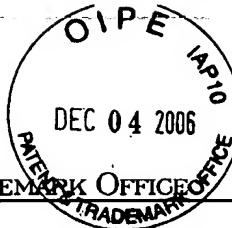
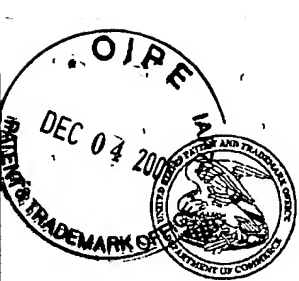
120.00 DA

Dated: Apr 30, 2006

By:

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/732,859	12/09/2003	Jutta Anna Turck	13101/48202

Anthony Giaccio, Esq.
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CONFIRMATION NO. 9112
 FORMALITIES
 LETTER

Date Mailed: 09/07/2006

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Filing Date Granted

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked-up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

To Download Patent Software, visit <http://www.uspto.gov/web/patents/software.htm>
 For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patent Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patent Software Program Help @ ebc@uspto.gov

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*A copy of this notice **MUST** be returned with the reply.*



Office of Initial Patent Examination (571) 272-4000, or 1-800-PTO-9199, or 1-800-972-6382
PART 2 - COPY TO BE RETURNED WITH RESPONSE